

SB174\_L.009

## HOUSE COMMITTEE OF REFERENCE REPORT

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 Chairman of Committee

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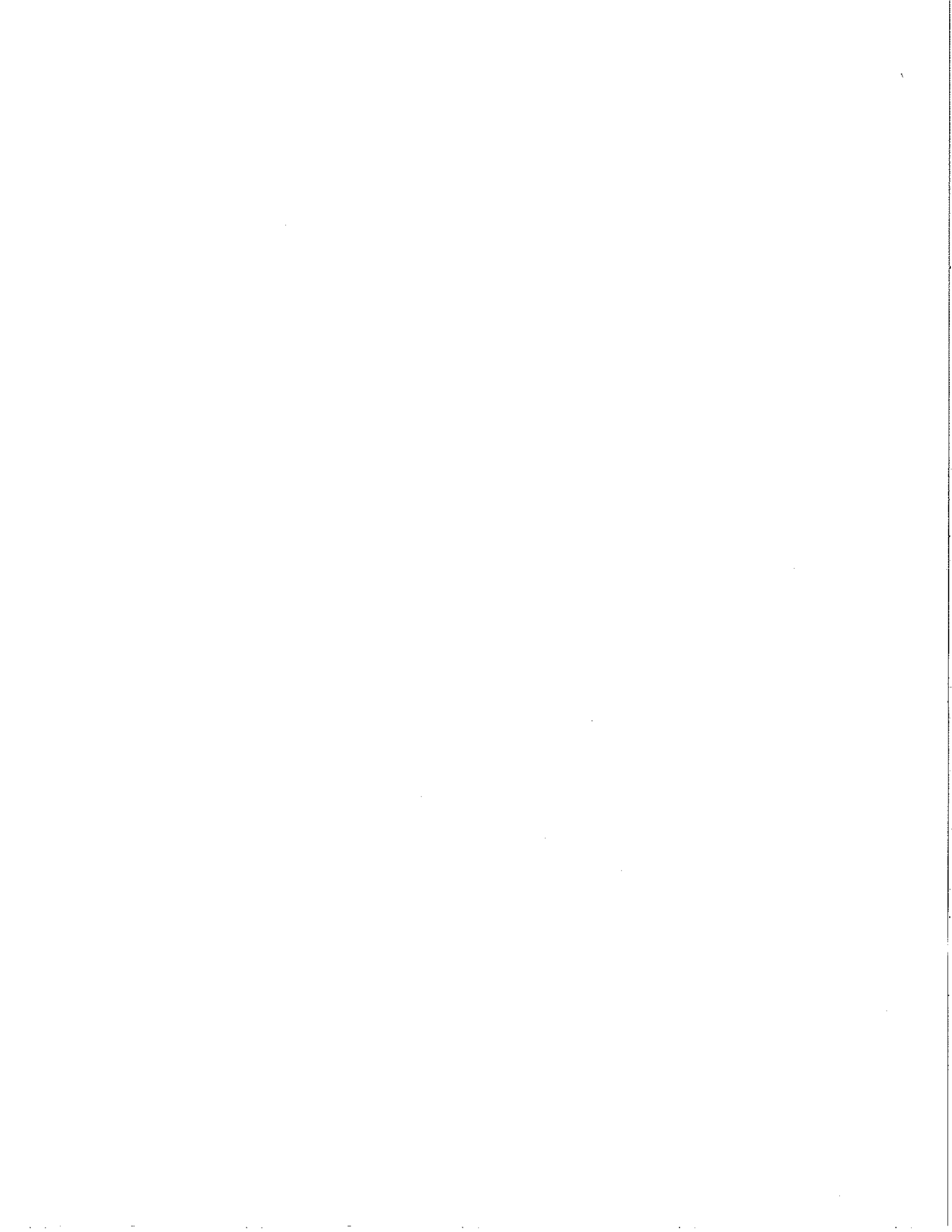
 Date
Committee on Agriculture, Livestock, & Natural Resources.

After consideration on the merits, the Committee recommends the following:

SB09-174 be amended as follows:

- 1 Amend reengrossed bill, page 4, line 25, before "(1) (h)", insert "(1) (a)  
2 and".
- 3 Page 5, after line 12, insert the following:
- 4 "(a) Two members of the commission shall have been previously  
5 engaged in the racing industry for at least five years; one member shall be  
6 a practicing veterinarian who is currently licensed in Colorado and has  
7 been so licensed for not less than five years; one member shall have been  
8 engaged in business in a management-level capacity for at least five  
9 years; and one member shall be a registered elector of the state who is not  
10 employed in any profession or industry otherwise described in this  
11 paragraph (a); however, no more than two members of the commission  
12 shall be from the same congressional district, and one member of the  
13 commission shall be from west of the continental divide. IN ADDITION,  
14 EFFECTIVE JULY 1, 2009, AT LEAST ONE OF THE MEMBERS SHALL HAVE  
15 EXPERIENCE IN GREYHOUND RACING, AND, EFFECTIVE JULY 1, 2011, AT  
16 LEAST TWO OF THE MEMBERS SHALL HAVE EXPERIENCE IN GREYHOUND  
17 RACING."
- 18 Page 10, line 22, strike "IF A SIGNAL IS RECEIVED";
- 19 strike lines 23 and 24 and substitute the following:
- 20 "IF NO LIVE GREYHOUND MEET IS BEING CONDUCTED OR IF A SIGNAL IS  
21 RECEIVED THROUGH A CLASS B TRACK, FIVE PERCENT OF GROSS RECEIPTS





1 SHALL BE DEPOSITED IN THE COLORADO GREYHOUND BREEDERS' AND  
2 OWNERS' AWARDS, SUPPLEMENTAL PURSE, AND GREYHOUND WELFARE  
3 AND RACING PROMOTION FUND, CREATED IN SECTION 12-60-704.5, AND  
4 DISTRIBUTED IN ACCORDANCE WITH THAT SECTION."

5 Page 14, line 13, strike "(2)," and substitute "(2) (a) (I), (2) (c) (II) (B),".

6 Page 15, strike lines 13 through 27.

7 Page 16, strike lines 1 through 18;

8 line 19, before "(B)", insert "(c) (II)";

9 line 25, strike "(1) (e) (II) and (1) (e) (III)," and substitute "(1) (e) (III)  
10 (B),";

11 line 26, strike "are" and substitute "is".

12 Page 17, line 1, strike everything after the period and substitute "(1) (e)  
13 (III) (B)";

14 strike lines 2 through 17;

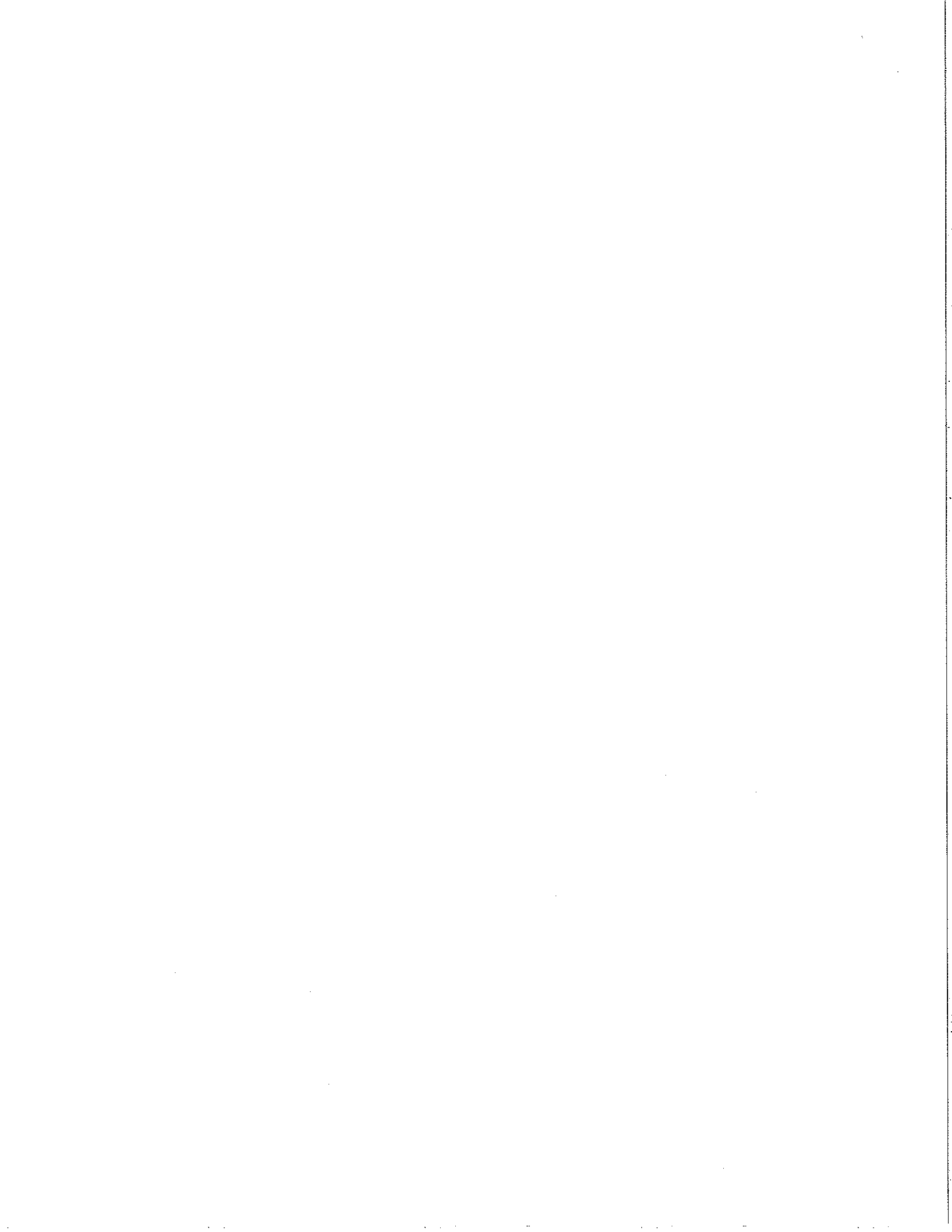
15 line 18, strike "(B)";

16 after line 25, insert the following:

17 **"SECTION 11.** Part 7 of article 60 of title 12, Colorado Revised  
18 Statutes, is amended BY THE ADDITION OF A NEW SECTION to  
19 read:

20 **12-60-704.5. Colorado greyhound breeders' and owners'**  
21 **awards, supplemental purse, and greyhound welfare and racing**  
22 **promotion fund - advisory committee - distributions from fund -**  
23 **rules.** (1) THERE IS HEREBY CREATED IN THE STATE TREASURY THE  
24 COLORADO GREYHOUND BREEDERS' AND OWNERS' AWARDS,  
25 SUPPLEMENTAL PURSE, AND GREYHOUND WELFARE AND RACING  
26 PROMOTION FUND, ALSO REFERRED TO IN THIS SECTION AS THE "FUND",  
27 FOR THE RECEIPT OF MONEYS DEPOSITED THERETO BY LICENSEES FOR THE  
28 RACING OF HORSES OR GREYHOUNDS AND BY OPERATORS OF IN-STATE  
29 SIMULCAST FACILITIES THAT RECEIVE SIMULCAST RACES OF GREYHOUNDS.





1           (2) THE FIVE PERCENT OF GROSS RECEIPTS PAYABLE BY A LICENSEE  
2 ON GREYHOUND SIMULCAST SIGNALS RECEIVED BY A CLASS B TRACK OR  
3 IF NO LIVE GREYHOUND MEET IS BEING CONDUCTED, AS DESCRIBED IN  
4 SECTION 12-60-602 (5) (a) (IV), SHALL BE HELD IN A TRUST ACCOUNT FOR  
5 THE FUND ON THE FIFTEENTH DAY OF THE CALENDAR MONTH  
6 IMMEDIATELY FOLLOWING THE MONTH IN WHICH SUCH SUM WAS  
7 RECEIVED. IN ADDITION, THE PROCEEDS DERIVED FROM ALL UNCLAIMED  
8 PARI-MUTUEL TICKETS FOR EACH SIMULCAST RACE OF GREYHOUNDS  
9 RECEIVED BY AN IN-STATE SIMULCAST FACILITY SHALL BE PAID TO A  
10 TRUST ACCOUNT FOR THE FUND AFTER A PERIOD OF ONE YEAR FOLLOWING  
11 THE END OF SUCH RACE MEET.

12           (3) DISTRIBUTIONS FROM THE FUND SHALL BE MADE TO OWNERS  
13 AND BREEDERS OF COLORADO-BRED GREYHOUNDS, GREYHOUND WELFARE  
14 AND ADOPTION ORGANIZATIONS, AND OTHER ENTITIES OR ORGANIZATIONS  
15 THAT PROMOTE OR PARTICIPATE IN GREYHOUND RACING OR PROMOTE THE  
16 WELFARE OF RACING GREYHOUNDS, ALL AS DIRECTED BY THE GREYHOUND  
17 BREEDERS FUND ADVISORY COMMITTEE CREATED IN SUBSECTION (4) OF  
18 THIS SECTION AND ON TERMS AND SCHEDULES ADOPTED BY THE  
19 COMMITTEE. THE COMMITTEE MAY DEDICATE NO MORE THAN THREE  
20 PERCENT OF THE MONEYS COLLECTED TO ANY ADMINISTRATIVE COSTS  
21 INCURRED BY THE COMMITTEE OR NECESSARY FOR THE MAINTENANCE AND  
22 PROPER OVERSIGHT OF THE FUND.

23           (4) (a) THERE IS HEREBY CREATED THE GREYHOUND BREEDERS  
24 FUND ADVISORY COMMITTEE, ALSO REFERRED TO IN THIS SECTION AS THE  
25 COMMITTEE. MEMBERS OF THE COMMITTEE SHALL SERVE WITHOUT  
26 COMPENSATION. MEETINGS OF THE COMMITTEE SHALL BE CALLED BY THE  
27 DIRECTOR OR AT THE REQUEST OF TWO OR MORE MEMBERS OF THE  
28 COMMITTEE. ALL COMMITTEE MEMBERS SHALL BE PROVIDED WITH AT  
29 LEAST SEVENTY-TWO HOURS' NOTICE PRIOR TO ANY MEETING OF THE  
30 COMMITTEE, AND SHALL BE PERMITTED TO PARTICIPATE AND VOTE VIA  
31 TELECONFERENCE.

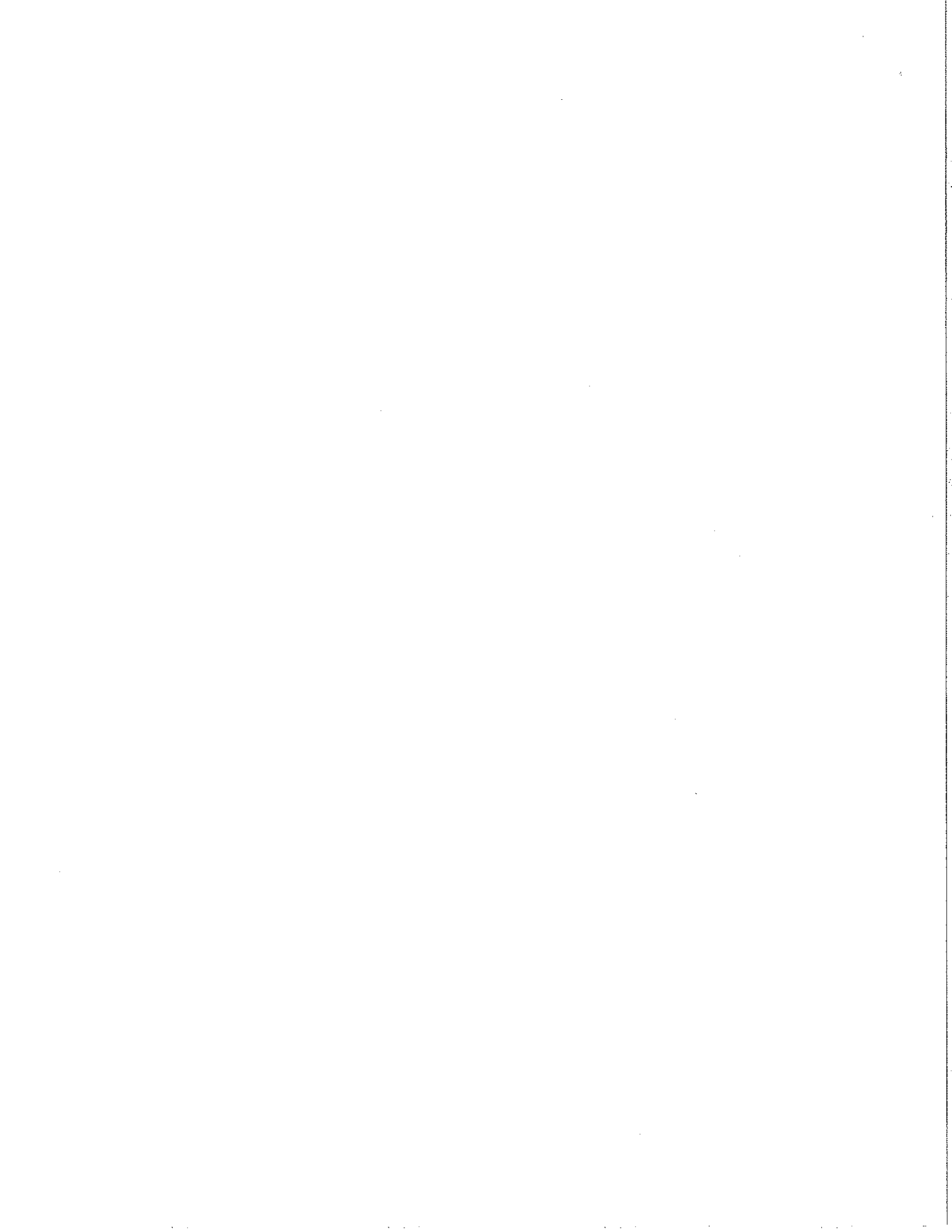
32           (b) THE COMMITTEE SHALL CONSIST OF:

33           (I) THE DIRECTOR OF THE DIVISION OF RACING EVENTS;

34           (II) ONE MEMBER OF THE COLORADO RACING COMMISSION;

35           (III) ONE REPRESENTATIVE OF A GREYHOUND ADOPTION





1 ORGANIZATION, APPOINTED BY MUTUAL AGREEMENT OF THE RACING  
2 COMMISSION AND THE ORGANIZATION THAT REPRESENTED THE KENNEL  
3 OPERATORS AT THE MOST RECENT LIVE GREYHOUND MEET OF AT LEAST  
4 ONE HUNDRED TWENTY DAYS;

5 (IV) ONE REPRESENTATIVE OF THE TRACKS OR IN-STATE  
6 SIMULCAST FACILITIES CURRENTLY OPERATING, APPOINTED BY MUTUAL  
7 AGREEMENT OF THE COMMISSION AND THE ORGANIZATION THAT  
8 REPRESENTED THE KENNEL OPERATORS AT THE MOST RECENT LIVE  
9 GREYHOUND MEET OF AT LEAST ONE HUNDRED TWENTY DAYS; AND

10 (c) THREE COLORADO GREYHOUND BREEDERS OR KENNEL  
11 OPERATORS, APPOINTED BY THE ORGANIZATION THAT REPRESENTED THE  
12 KENNEL OPERATORS AT THE MOST RECENT LIVE GREYHOUND MEET OF AT  
13 LEAST ONE HUNDRED TWENTY DAYS OR, IF SUCH ORGANIZATION NO  
14 LONGER EXISTS, BY THE COMMISSION.

15 (5) NOTWITHSTANDING SECTION 24-30-204, C.R.S., THE  
16 COMMISSION MAY ESTABLISH BY RULE A PERIOD FOR DISTRIBUTION OF  
17 MONEYS FROM THE FUND THAT DIFFERS FROM THE STATE'S GENERAL  
18 FISCAL-YEAR PERIOD."

19 Renumber succeeding sections accordingly.

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